

BILL NO. S-71-05-08

SPECIAL ORDINANCE NO. S-686-71

AN ORDINANCE approving Agreement for Sewer Extension between GALLMEYER REALTY COMPANY and CITY OF FORT WAYNE, for sanitary sewer extension along Hadley Road south of the Bass Road.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. The Agreement for Sewer Extension, approved May 5, 1971, between GALLMEYER REALTY COMPANY, as Owner, and the City of Fort Wayne, by and through its Mayor and Board of Public Works, for the construction of a sanitary sewer extension to serve the proposed industrial park complex located along the Hadley Road south of the Bass Road, the total cost of said sewer to be paid by Owner, all as more particularly set forth in said Agreement which is on file in the office of the Board of Public Works and is by reference incorporated herein and made part hereof, is hereby in all things ratified, confirmed and approved.

SECTION 2. The Owner, and any owner or owners of land, their successors in title and assigns, which is now or hereafter located outside the corporate limits of the City of Fort Wayne, Indiana, who connects into the sewer constructed hereunder shall be deemed to hereby waive his, her, their or its right to remonstrate against or otherwise object to, interfere with or oppose any pending or future annexation by the City of Fort Wayne of such land or of the territory in which such land is located or of the area served by said sewer.

SECTION 3. This Ordinance shall be in full force and effect from and after its passage and approval by the Mayor.


Councilman

APPROVED AS TO FORM
AND LEGALITY


CITY ATTORNEY

Read the first time in full and on motion by Dunifon seconded by Geake and duly adopted, read the second time by title and referred to the (Committee on) city utilities (and to the City Plan Commission for recommendation) (and Public Hearing to be held after due legal notice, at the Council Chambers, City Hall, Fort Wayne, Indiana, on the _____ day of _____, 19____, at _____ o'clock P.M., E.S.T.

Date: 5-11-71

Frank H. Bonahoom
City Clerk

Read the third time in full and on motion by Dunifon seconded by Geake and duly adopted, placed on its passage.

Passed (~~lost~~) by the following vote:

AYES	<u>8</u>	NAYS	<u>2</u>	ABSTAINED	_____	ABSENT	<u>1</u>	to-wit:
Adams	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Dunifon	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Fay	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Geake	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Nuckols	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Robinson	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Rousseau	<u>✓</u>	_____	_____	_____	_____	_____	<u>✓</u>	
Steigerwald	<u>✓</u>	_____	_____	_____	_____	_____	_____	
Tipton	<u>✓</u>	_____	_____	_____	_____	_____	_____	

Date 5-25-71

Frank H. Bonahoom
City Clerk

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (~~Zoning Map~~) (~~General~~) (~~Annexation~~) (~~Special~~) (~~Appropriation~~) Ordinance (~~Resolution~~) No. 5-686-71

on the 25th day of May, 19 71.

ATTEST: (SEAL)

Frank H. Bonahoom
City Clerk

Phil T. Hurvick
Presiding Officer

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 26th day of May, 19 71 at the hour of 8:30 o'clock A.M., E.S.T.

Frank H. Bonahoom
City Clerk

Approved and signed by me this 1st day of June, 19 71, at the hour of 10:23 o'clock A.M., E.S.T.

Harold S. Zeis
Mayor

Bill No. S-71-05-08

REPORT OF THE COMMITTEE ON CITY UTILITIES

We, your Committee on City Utilities to whom was referred an Ordinance
approving Agreement for Sewer Extension between GALLMEYER REALTY COMPANY and
CITY OF FORT WAYNE, for sanitary sewer extension along Hadley Road south of the
Bass Road,

have had said Ordinance under consideration and beg leave to report back to the Common
Council that said Ordinance Do PASS.

JACK K. DUNIFON, Chairman

WILLIAM K. GEAKE, Vice-Chairman

THOMAS G. ADAMS

JOHN NICKOLS

HERBERT G. TIPTON

Jack K. Dunifon
Wm. K. Geake
Thomas G. Adams
John Nickols
Herbert G. Tipton

CONCURRED IN

DATE 5-25-71 FUAD G. BONAHOOM, CITY CLERK